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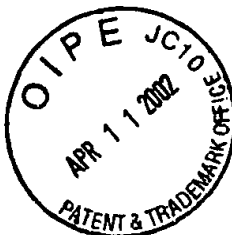


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/057,736	01/25/2002	Lorenz Gabele	HOE-675

20028
LAW OFFICE OF BARRY R LIPSITZ
755 MAIN STREET
MONROE, CT 06468



CONFIRMATION NO. 2795

FORMALITIES LETTER



OC000000007529738

Date Mailed: 02/25/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
 - Total additional claim fee(s) for this application is \$18.
▪ \$18 for 1 total claims over 20.
 - The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
 - To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- ~~04/15/2002~~ ~~PAID~~ ~~00000099~~ ~~10057736~~
 • The balance due by applicant is \$ 888.

01 FC:101	740.00 OP
02 FC:105	130.00 OP
03 FC:103	18.00 OP

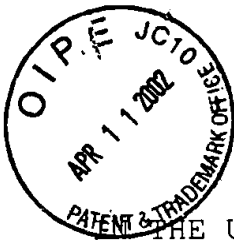
*A copy of this notice **MUST** be returned with the reply.*

MT Beyane
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/15/2002 BABRAHA1 00000099 10057736

01 FC:101	740.00 OP
02 FC:105	130.00 OP
03 FC:103	18.00 OP



Receipt
P A T E N T

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

L. Gabele

Application No.: **10/057,736**

Filed: **January 25, 2002**

For: **STERILE CONTAINER**

BOX MISSING PARTS

Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to BOX MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231 on April 4, 2002.

By: *Carol Prentice*
Carol Prentice

REQUEST FOR CORRECTED FILING RECEIPT

Dear Sir:

Applicant received an official Filing Receipt for the patent application referenced above.

Applicant would like the following correction(s) to be made on the Filing Receipt:

(1) The filing date of the foreign priority "06/30/1999" is incorrect and should be:

-- 07/30/1999 --


The following documents are enclosed herewith:

- Copy of Patent Application Data Entry Sheet with the foreign priority date highlighted;
- Copy of transmittal letter to U.S. Patent and Trademark Office mailed on January 25, 2002, filing a certified copy of the German priority document, 199 35 986.5, with the filing date highlighted.
- Copy of the Declaration and Power of Attorney form, mailed to the U.S. Patent and Trademark Office on April 4, 2002, with the foreign priority information highlighted.
- Copy of the Filing Receipt, with the requested correction(s) noted thereon.

Applicant respectfully requests that the official records for the above application be changed to reflect the above correction(s), and that a corrected Filing Receipt be issued.

Respectfully submitted,

Date: **April 4, 2002**
ATTORNEY DOCKET NO.: HOE-675



Barry R. Lipsitz
Attorney for Applicant(s)
Registration No. 28,637
755 Main Street, Bldg. 8
Monroe, CT 06468
(203) 459-0200

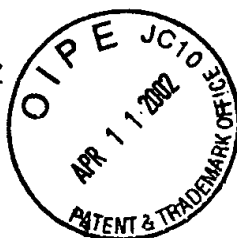


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/057,736	01/25/2002	3728	0.00	HOE-675	2	21	1

20028
LAW OFFICE OF BARRY R LIPSITZ
755 MAIN STREET
MONROE, CT 06468



CONFIRMATION NO. 2795

FILING RECEIPT



OC000000007529736

Date Mailed: 02/25/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Lorenz Gabele, Sauldorf, GERMANY;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CON OF PCT/EP00/06124 06/30/2000

Foreign Applications

GERMANY 199 35 986.5 ~~06/30/1999~~ 07/30/1999

If Required, Foreign Filing License Granted 02/25/2002

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title

Sterile container

Preliminary Class

206

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

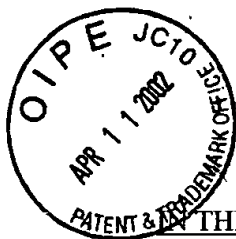
The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



PATENT

In re Application of:

L. Gabele

Application No.: 10/057,736

Filed: January 25, 2002

For: STERILE CONTAINER

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to BOX MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231 on April 4, 2002.

By:

Carol Prentice

BOX MISSING PARTS

Commissioner for Patents

Washington, D.C. 20231

**SUBMISSION OF MISSING PARTS OF
APPLICATION UNDER 37 C.F.R. 1.53**

Dear Sir:

Enclosed are the following items for filing in the above-referenced U.S. patent application:

- [x] A check in the amount of \$928 to cover the total filing fee (\$758); the surcharge set forth in 37 C.F.R. 1.16(e) (\$130); and the Assignment recordal fee (\$40);

Basic Fee -								\$ 740.00
Multiple Dependent Claims (270.00)								
Foreign Language Surcharge (\$130.00)								
	For	No. Filed	-	No. Extra	-	Rate		
EXTRA CLAIMS	Total Claims	21	20	1	x	\$ 18.	=	\$ 18.00
	Independent Claims	1	3	0	x	\$ 84.	=	\$ 0
TOTAL FILING FEE								= \$ 758.00

- [x] Return receipt postage prepaid postcard;
- [x] Formalities Letter (Part 2) mailed February 25, 2002;
- [x] Declaration and Power of Attorney, signed by the Applicant on March 6, 2002;

☒ Assignment executed on March 6, 2002, together with separate transmittal form PTO-1595

☒ Please include assignee information when this application is published

Assignee: AESCULAP AG & Co. KG

Am Aesculap-Platz

D-78532 Tuttlingen

Federal Republic of Germany

☒ Request for Corrected Filing Receipt, with attachments.

Having now complied with all of the requirements of 37 C.F.R. Section 1.53, Applicant respectfully requests that this application be placed upon the files for examination.

The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee(s) or credit any overpayment to Deposit Account No. 50-0625.

Respectfully submitted,

Date: April 4, 2002

ATTORNEY DOCKET NO.: HOE-675



Barry R. Lipsitz

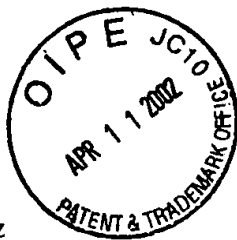
Attorney for Applicant(s)

Registration No. 28,637

755 Main Street, Bldg. 8

Monroe, CT 06468

(203) 459-0200



BARRY R. LIPSITZ
DOUGLAS M. McALLISTER

LAW OFFICES
BARRY R. LIPSITZ
BRADFORD GREEN, BUILDING 8
755 MAIN STREET
MONROE, CONNECTICUT 06468
PATENTS, TRADEMARKS, COPYRIGHTS

TELEPHONE: (203)459-0200
FACSIMILE: (203)459-0201

BOX PATENT APPLICATION

Commissioner for Patents
Washington, D.C. 20231

**REQUEST FOR FILING A CONTINUATION OR DIVISION
OF AN INTERNATIONAL APPLICATION**

Sir:

This is a request for filing a *continuation* application under 37 C.F.R. 1.53(b), of pending prior international application number PCT/EP00/06124 filed on June 30, 2000 which designated the United States.

Inventor(s):

Lorenz Gabele whose address is **Saegeweg 1, D-88605 Sauldorf, Germany**
and whose citizenship is: **Germany**

Title: **STERILE CONTAINER**

APPLICATION ELEMENTS:

- (1) ☒ Patent Application Specification, including Abstract and claims - **15** pages
- (2) ☒ **Two (2)** sheet(s) of **formal drawings**, together with transmittal letter
- (3) ☐ A check in the amount of \$_____ to cover the ☐ filing fee(\$.00)
and/or ☐ Assignment Recordal Fee (\$_____) is enclosed.
- ☐ Before calculating the fee, cancel claim(s)
- ☐ Before calculating the fee, see copy of Preliminary Amendment filed.

Basic Fee								\$	740.00
Multiple Dependent Claims (\$260.)									
Foreign Language Surcharge (\$130.)									
	For	No. Filed	-	No. Extra		Rate			
EXTRA	Total Claims	21	20	1	x	\$18.	=	\$.00
CLAIMS	Independent Claims	1	3	0	x	\$80.	=	\$.00
TOTAL FILING FEE								=	\$.00

- (4) ☐ Declaration and Power of Attorney form -- pages
- a. ☐ Newly executed
- b. ☐ Copy from a prior application
- c. ☐ Deletion of inventor(s) – signed statement attached deleting inventor(s) named in the prior application.

- (5) ☐ Small Entity Status

ACCOMPANYING APPLICATION PARTS:

- (6) ☐ Assignment document
- a. ☐ Newly executed (with \$40.00 recordal fee) and separate transmittal Form PTO-1595
- b. ☐ Copy from a prior application
- c. ☐ Please include assignee information when this application is published
- Assignee:**

- (7) ☐ Preliminary Amendment
- (8) ☒ Certified Copy of Priority Document, together with separate transmittal letter
- (9) ☒ Information Disclosure Statement, together with PTO Form 1449 and copies of cited references
- (10) ☒ Return receipt postage prepaid postcard
- (11) ☒ Express Mail Certificate (Mailing Label No. EV 046687149 US)
- (12) ☒ Patent Application Data Entry Form
- (13) ☐ Other:

- (14) [X] Please amend the specification by inserting before the first line the sentence:

**"This application is a continuation of international application number
PCT/EP00/06124 filed on June 30, 2000."**

- (15) [X] This application claims the benefit of German Patent Application
No. 199 35 986.5 filed July 30, 1999.

- (16) [X] Correspondence address:

Barry R. Lipsitz
Law Offices of Barry R. Lipsitz
755 Main Street, Building 8
Monroe, CT 06468
Telephone: (203) 459-0200

- (17) [X] Pursuant to the provisions of 37 C.F.R. Sections 1.10 and 1.53, Applicant
respectfully requests that this application be assigned a serial number and a filing
date of January 25, 2002, the date upon which the application was mailed to the
Patent and Trademark Office by Express Mail (No. EV 046687149 US).

Respectfully submitted,



Barry R. Lipsitz
Attorney for Applicant(s)
Registration No. 28,637
755 Main Street, Bldg. 8
Monroe, CT 06468
(203) 459-0200

ATTORNEY DOCKET NO.: HOE-675
Date: January 25, 2002